

## New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Veterinary Medical Examiners
124 Halsey Street, 6th Floor, Newark, NJ 07102
CERTIFIED AND REGULAR MAIL

April 1, 2015

John J. Hoffman Acting Attorney Genera

STEVE C. LEE
Acting Director

Mailing Address: P.O. Box 45020 Newark, NJ 07101 (973) 504-6500

KIM GUADAGNO Lt. Governor

Governor

Stanley S. Golub, D.V.M. Golub Animal Hospital 1901 Route 46 West Post Office Box 425 Ledgewood, New Jersey 07852

RECEIVED and FILED by the

NEW JERSEY STATE BOARD OF

VETERINARY MEDICAL EXAMINERS
on this date of:

Re: I/M/O STANLEY S. GOLUB, D.V.M. Complaint Numbers 97-478 and 98-428 OFFER OF SETTLEMENT IN LIEU OF DISCIPLINARY PROCEEDING

Dear Dr. Golub:

This letter is to advise you that the New Jersey State Board of Veterinary Medical Examiners (hereinafter referred to as the "Board") has had an opportunity to review two (2) complaints it received concerning the professional services you rendered to "Joy" Diesel, then a four (4) month old female Miniature Schnauzer, and "Storm" Dec, then a two (2) month old male Huskimo, at the Golub Animal Hospital, Ledgewood, New Jersey, in November and December 2013, respectively.

Specifically, the information reviewed by the Board included, but is not limited to, the following documents:

- 1. A complaint filed by Drew Diesel with the Board on or about February 19, 2014, as well as any and all attachments and exhibits;
- 2. A correspondence, dated March 19, 2014, from Stanley Golub, D.V.M., as well as any and all attachments and exhibits;
- 3. Medical records of "Joy" Diesel;
- 4. A complaint filed by Nicole Dec with the Board on or about April 4, 2014, as well as any and all attachments and exhibits;
- 5. A correspondence, dated May 8, 2014, from Dr. Golub, D.V.M., as well as any and all attachments and exhibits;
- 6. Medical records of "Storm" Dec.

29VI00136200

Dr. Stanley Golub Settlement Letter April 1, 2015 Page 2 of 4

Upon review of all available information, the Board has found that probable cause exists to support a finding that you violated, as well as failed to comply with, the statutes governing the practice of veterinary medicine and the accompanying regulations, in violation of N.J.S.A. 45:1-21(h), in that you failed to maintain adequate records, contrary to N.J.A.C. 13:44-4.9.

The Board's review into these matters revealed that Joy was purchased by Mr. Diesel from Pet Pourri pet shop. You examined the dog on November 8, 2013. At that time, you concluded that Joy was in good health. Thirty (30) days later, the dog was diagnosed with Kennel Cough by another veterinarian. During its review of this matter, the Board reviewed the medical records you prepared detailing the treatment you provided to the dog.

The Board's review into the second complaint also revealed that Storm was purchased from Pet Pourri pet shop by his owner. On November 12, 2013, you examined Storm. Five (5) days later, the dog was diagnosed with Coccidia and a urinary tract infection. Storm, on December 21, 2013, went into cardiac arrest and died. An autopsy confirmed that Storm had Coronavirus and Parvovirus. Later, following a request from the Board, you were unable to produce any records of your examination or treatment of Storm.

Following its review of the complaints and the other submitted documentation, the Board has concluded that there is insufficient evidence to initiate any formal disciplinary action against you, relative to the veterinary care rendered to Joy and Storm. However, the Board, in its review of the matters, had the opportunity to review the patient records you submitted for review.

As a result of its consideration of this matter, the Board has concluded that the medical records you created and maintained for Joy failed to contain necessary and required information relative to the veterinary services provided to the animals.

Specifically, the Board finds that the medical records maintained for Joy in November 2013, prior to her purchase, did not contain the following: 1) the name of the veterinary facility; 2) the name, initials or other identifying information to indicate the identity of the licensee or agent making the entry in the patent record; 3) all pertinent symptoms and signs observed, including, but not limited to; a record of physical examination findings, including patient weight, temperature, etc.; and 4) the treatment or treatment plan prescribed, if any. The Board finds that the creation of medical records that comply with its record rule is required for all patients regardless of the location where a veterinarian treats his patients. The Board has concluded that your failure to maintain adequate records constitutes a violation of N.J.A.C. 13:44-4.9.

Additionally, as to the medical records for Storm, you were unable to produce any records relative to the dog and the veterinary services you provided to Storm. The Board finds that you violated its patient record regulation by failing to create and maintain medical records for Storm, contrary to N.J.S.A. 45:1-21(h) and N.J.A.C. 13:44-4.9(a). Specifically, N.J.A.C. 13:44-4.9 requires veterinarians to maintain a separate patient record for each animal, herd or flock. Additionally, the regulation mandates that all patient records accurately reflect the treatment or services rendered by the licensee. The Board concludes that the facts as detailed above establish a basis for disciplinary action.

Dr. Stanley Golub Settlement Letter April 1, 2015 Page 3 of 4

At this juncture, the Board has determined that the above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you. Notwithstanding that determination, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of disciplinary proceedings, should you consent to:

- 1. Cease and desist from violating the mandates of N.J.S.A. 45:1-21(h), specifically N.J.A.C. 13:44-4.9, by maintaining records of your patients that contain information required by the applicable regulation;
- 2. Pay a penalty in the amount of \$3,000.00, to be paid immediately upon your signing of the acknowledgment at the bottom of this letter, for your violation of N.J.S.A. 45:1-21(h) and the record keeping regulation, N.J.A.C. 13:44-4.9(a).

If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. In such event, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate disciplinary action. In such event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted, the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than that herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring you to reimburse certain monies and/or requiring you to pay costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you contact Deputy Attorney General Olga E. Bradford, who may be reached at (973) 648-3696.

If you elect to settle this matter presently, you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of the appropriate disciplinary action.

NEW JERSEY STATE BOARD OF VETERMARY MEDICAL EXAMINERS

By:

MNATHÁN EISENMENGER

Executive Director

Dr. Stanley Golub Settlement Letter, April 1, 2015 Page 4 of 4

ACKNOWLEDGMENT: I, STANLEY S. GOLUB, D.V.M., hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct that has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to pay a penalty in the total amount of \$3,000.00. I also agree to adhere to the other provisions enumerated in this settlement letter.

STANLEY S. GOLUB, D.V.M.

DATED